

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Chen et al.** § Group Art Unit: 3625
Serial No.: **10/666,796** § Examiner: **Misiaszek, Michael**
Filed: **September 18, 2003** § Attorney Docket No.: **AUS920030302US1**
§
For: **Method of Displaying Real-Time Service Level Performance, Breach, and Guaranteed Uniformity with Automatic Alerts and Proactive Rebating for Utility Computing Environment** 35525
PATENT TRADEMARK OFFICE
CUSTOMER NUMBER

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Final Office Action dated December 31, 2007 finally rejecting claims 1-17,21-25 and 27-30.

A fee of \$510.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

/Gerald H. Glanzman/
Gerald H. Glanzman
Registration No. 25,035

Duke W. Yee
Registration No. 34,285
YEE & ASSOCIATES, P.C.
P.O. Box 802333
Dallas, Texas 75380
(972) 385-8777
ATTORNEY FOR APPLICANTS